



CC/16243

Attorney Docket No. P66641US2

CPA  
RECEIVED

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JAN 08 2004

In re application of ISHIGURO et al.

Application No. 09/178,594

Art Unit 1624

Filed October 26, 1998

Examiner Mark L. Berch

For PROCESS FOR SYNTHESIZING 4-SUBSTITUTED AZETIDINONE DERIVATIVES

TECH CENTER 1602/29

## TRANSMITTAL

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith please find:

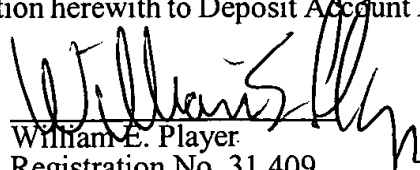
- ☒ Copy of Notice to File Missing Parts and Preliminary Amendment.
- ☒ Petition for extension of time
- ☒ Fee payment      ☒ Payment Form PTO-2038 (credit card) for \$ 2910.00 is attached.
- ☐ Charge \$ \* to Deposit Account No. 06-1358.
- ☐ Small entity status established in connection with the subject application.

| Fee Calculation  |              |                     |               |                  |                  |
|--|--------------|---------------------|---------------|------------------|------------------|
| Excess Claims  |              |                     |               |                  |                  |
|  | Nº of Claims | Highest Nº Paid For | Excess Claims | Small Entity Fee | Large Entity Fee |
| Total  | *            | ⊖ * =               | 0             | ⊗ \$9 = \$       | ⊗ \$18 = \$      |
| Ind.   | *            | ⊖ * =               | 0             | ⊗ \$43 = \$      | ⊗ \$86 = \$      |
| ( ) Multiple Dependent Claims (1 <sup>st</sup> Filing) |              |                     |               | ⊕ \$145 =        | ⊕ \$290 = \$     |
| Excess Claims Fee                                      |              |                     |               | \$               | \$               |
| Basic filing fee                                       |              |                     |               | \$               | \$770            |
| Surcharge-late filing fee                              |              |                     |               | \$               | \$130            |
| Surcharge- English translation                         |              |                     |               | \$               | \$               |
| Assignment   |              |                     |               | \$               | \$               |
| Extension of Time Fee                                  |              |                     |               | \$               | \$2010           |
| Total Fee Due  |              |                     |               | \$0              | \$2910           |

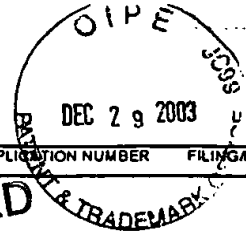
- ☒ If a petition for extension of time is necessary, but not enclosed, then this acts as the petition. Charge any fees additionally necessary in connection herewith to Deposit Account No. 06-1358.

JACOBSON HOLMAN PLLC  
400 Seventh Street, N. W.  
Washington, D.C. 20004-2201  
Tel. (202) 638-6666  
Fax (202) 393-5350  
Date: December 29, 2003

By

  
William E. Player  
Registration No. 31,409

R:\rthomas\2003\DECEMBER\P66641US2 tm.wpd



|                    |                     |                       |                        |
|--------------------|---------------------|-----------------------|------------------------|
| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTY. DOCKET NO./TITLE |
|--------------------|---------------------|-----------------------|------------------------|

RECEIVED

JAN 08 2004

TECH CENTER 1600/2900

DATE MAILED:

**NOTICE TO FILE MISSING PARTS OF APPLICATION (CPA)**  
**Filing Date Granted**

The Continued Prosecution Application (CPA) request filed on 9/30/02 is entitled to a filing date under 37 CFR 1.53(d)(1). The CPA request, however, lacks the filing fee(s) and/or items indicated below.

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the fee(s), item(s), and any surcharge required below to avoid abandonment of this CPA. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The total amount owed by applicant is the sum of items 1(a) or (b), 2, and 3 (if checked) below.

- ☒ 1. The statutory basic filing fee is:  
☐ missing.  
☐ insufficient.

(a) Applicant must submit \$ 740.00 to complete the basic filing fee and the \$130.00 surcharge set forth in 37 CFR 1.16(e) (non-small entity), or \$ \_\_\_\_\_ to complete the basic filing fee as a small entity and the \$65.00 surcharge set forth in 37 CFR 1.16(e) and file a small entity statement under 37 CFR 1.27 claiming such status (if the prior application was entitled to small entity status and such status is still proper and desired, a new small entity statement is not required (37 CFR 1.28)).

(b) Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee as a small entity and the \$65.00 surcharge set forth in 37 CFR 1.16(e).

- ☐ 2. Additional claim fees of  
 \$ \_\_\_\_\_ (non-small entity) or \$ \_\_\_\_\_ (small entity) for \_\_\_\_\_ independent claims over 3.  
 \$ \_\_\_\_\_ (non-small entity) or \$ \_\_\_\_\_ (small entity) for \_\_\_\_\_ claims over 20.  
 \$ \_\_\_\_\_ (non-small entity) or \$ \_\_\_\_\_ (small entity) for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☐ 3. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).  
☐ 4. The CPA request is unsigned. Applicant must file a signed duplicate or ratification of the CPA request.  
☐ 5. Other: \_\_\_\_\_

**A copy of this Notice MUST be returned with the reply.**

Direct the reply and any questions about this Notice to:

Tony P. Parks

Examining Group 1623

(703) 305 - 0610

01/06/2004 HALL11 00000011 09178594  
 01 FC:1006 770.00 DP  
 02 FC:1051 130.00 DP